

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE	
In re the application of: BOUET-GRIFFON, Myriam	Attorney Docket No.: 2901683-000026 BR 3565
	Confirmation No.: 6015
Application Serial No.: 10/561,010	Group Art Unit: 1793
Filed: April 18, 2007	Examiner: LEE, Rebecca Y.
For: Autobody Skin Piece Made of an Al-Si-Mg Sheet Metal Alloy and Fixed to a Steel Structure	

December 17, 2010

Mail Stop APPEAL BRIEF – PATENTS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Response to Defective Appeal Brief Notification

In response to the Notification of Non-Compliant Appeal Brief dated December 6, 2010, Applicants submit the below heading and statement.

Status of Claims

The rejections of claims 1, 3-5 and 7-20 are being appealed.

Applicants believe no additional fees are due, however, any additional fee or is to be charged to Baker Donelson Bearman Caldwell & Berkowitz, PC, Deposit Account No. 50-4254, referencing docket number 2901683-000026.

Respectfully submitted,

**BAKER, DONELSON, BEARMAN,
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DATED: December 17, 2010

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/561,010	04/18/2007	Myriam Bouet-Griffon	2901683-000026	6015

59554 7590 12/06/2010

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EXAMINER

ART UNIT PAPER NUMBER

DATE MAILED: 12/06/2010

Please find below and/or attached an Office communication concerning this application or proceeding.

**Notification of Non-Compliant Appeal Brief
(37 CFR 41.37)**

Application No.

10/561010

Applicant(s)

Myriam Bouet-Griffon

Examiner

Rebecca Y. Lee

Art Unit

1793

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

The Appeal Brief filed on Nov. 24, 2010 is defective for failure to comply with one or more provisions of 37 CFR 41.37.

To avoid dismissal of the appeal, applicant must file an amended brief or other appropriate correction (see MPEP 1205.03) within **ONE MONTH or THIRTY DAYS** from the mailing date of this Notification, whichever is longer.

EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136.

1. ☐ The brief does not contain the items required under 37 CFR 41.37(c), or the items are not under the proper heading or in the proper order.
2. x The brief does not contain a statement of the status of all claims, (e.g., rejected, allowed, withdrawn, objected to, canceled), or **does not identify the appealed claims** (37 CFR 41.37(c)(1)(iii)).
3. ☐ At least one amendment has been filed subsequent to the final rejection, and the brief does not contain a statement of the status of each such amendment (37 CFR 41.37(c)(1)(iv)).
4. ☐ (a) The brief does not contain a concise explanation of the subject matter defined in each of the independent claims involved in the appeal, referring to the specification by page and line number and to the drawings, if any, by reference characters; and/or (b) the brief fails to: (1) identify, for each independent claim involved in the appeal and for each dependent claim argued separately, every means plus function and step plus function under 35 U.S.C. 112, sixth paragraph, and/or (2) set forth the structure, material, or acts described in the specification as corresponding to each claimed function with reference to the specification by page and line number, and to the drawings, if any, by reference characters (37 CFR 41.37(c)(1)(v)).
5. ☐ The brief does not contain a concise statement of each ground of rejection presented for review (37 CFR 41.37(c)(1)(vi)).
6. ☐ The brief does not present an argument under a separate heading for each ground of rejection on appeal (37 CFR 41.37(c)(1)(vii)).
7. ☐ The brief does not contain a correct copy of the appealed claims as an appendix thereto (37 CFR 41.37(c)(1)(viii)).
8. ☐ The brief does not contain copies of the evidence submitted under 37 CFR 1.130, 1.131, or 1.132 or of any other evidence entered by the examiner **and relied upon by appellant in the appeal**, along with a statement setting forth where in the record that evidence was entered by the examiner, as an appendix thereto (37 CFR 41.37(c)(1)(ix)).
9. ☐ The brief does not contain copies of the decisions rendered by a court or the Board in the proceeding identified in the Related Appeals and Interferences section of the brief as an appendix thereto (37 CFR 41.37(c)(1)(x)).
- 10.x Other (including any explanation in support of the above items):

The "status of claims" is unclear. Since a partial appeal of rejected claims is permitted, a statement identifying which claims are being appealed, (for example: "the rejections of claims 1, 3-5 and 7-20 are being appealed") is required.

Another brief is not required, just the heading and correction are needed.

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